



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Joseph L. Witztum

Serial No.: 10/552,330

Filed: October 11, 2005

For: METHODS AND COMPOSITIONS FOR
TREATING ATHEROSCLEROSIS

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) MAIL STOP PCT
)
) Group Art Unit: Not Yet Known
)
) Examiner: Not Yet Known
)
) Confirmation No.: 6646
)
) Certificate of Mailing
)
) I hereby certify that this paper is being deposited with the
) United States Postal Service as first class mail on January
) 24, 2007 and is addressed to the Commissioner for Patents,
) P.O. Box 1450, Alexandria, VA 22313-1450
)
) By: Kim A. Cabello
) Kim A. Cabello
)

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

MAIL STOP: PCT

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Enclosed, in response to the Notification of Defective Response, are the following:

- [X] Copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated / Elected Office (DO/EO/US);
- [X] Five Combined Declaration and Powers of Attorney for Utility or Design Patent Application; and
- [X] A return receipt postcard.

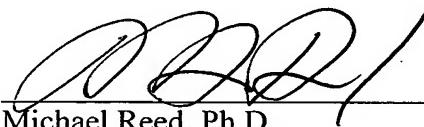
In the Notification of Defective Response mailed January 17, 2007, Examiner asserted that the Declaration and Power of Attorney for Utility or Design Patent submitted on January 8,

2007 did not comply with 37 C.F.R. 1.597 (a)-(b) in that it contained four separate signature pages. Applicants submit that the previously filed Declarations satisfied the requirements established by 37 C.F.R. 1.597 (a)-(b) and United States Patent and Trademark Office policy. Nevertheless, in order to expedite examination of the application, Applicants herewith provide individual declarations signed by each of the inventors.

No additional fees are believed to be due at this time; however the Commissioner is hereby authorized to charge any appropriate fees that may be required by this paper, or to credit any overpayment of fees, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY, LLP

Date: January 24, 2007
By: 
Michael Reed, Ph.D.
Registration No. 45,647

P.O. Box 1404
Alexandria, Virginia 22313-1404
(858) 509-7300



UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/552,330	Joseph L. Witztum	034123-170
INTERNATIONAL APPLICATION NO.		
PCT/US04/11333		
I.A. FILING DATE	PRIORITY DATE	
04/12/2004	04/11/2003	

41790
BUCHANAN, INGERSOLL & ROONEY LLP
P.O. BOX 1404
ALEXANDRIA, VA 22313-1404

URGENT

CONFIRMATION NO. 6646
371 FORMALITIES LETTER



OC000000022003105

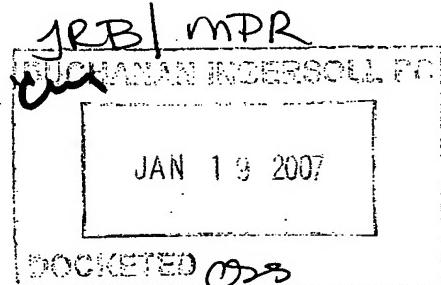
Date Mailed: 01/17/2007

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 10/11/2005
- Copy of the International Search Report filed on 10/11/2005
- Preliminary Amendments filed on 10/11/2005
- Information Disclosure Statements filed on 01/19/2006
- Oath or Declaration filed on 01/08/2007
- U.S. Basic National Fees filed on 10/11/2005
- Priority Documents filed on 10/11/2005

Response due 2/17/07



Applicant's response filed 01/08/2007 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 06/05/2006 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - The declaration filed 08 Jan 2007, does not comply with 37 CFR 1.597 (a)-(b) in that it contains four separate signature pages. Each inventor need not execute the same oath or declaration, where individual declarations are executed, they must be submitted as individual declarations rather than combined into one declaration. (See MPEP 201.03 B. Oath or Declaration)

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://spotal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/552,330	PCT/US04/11333	034123-170

FORM PCT/DO/EO/916 (371 Formalities Notice)